

## CCRB INVESTIGATIVE RECOMMENDATION

Investigator: Matthew Donaghy	Team: Squad #2	CCRB Case #: 201809926	<input type="checkbox"/> Force	<input type="checkbox"/> Discourt.	<input type="checkbox"/> U.S.
			<input checked="" type="checkbox"/> Abuse	<input type="checkbox"/> O.L.	<input type="checkbox"/> Injury
Incident Date(s) NA, 09/___/2018 7:00 PM	Location of Incident: East 102nd Street between Seaview Avenue and Shore Parkway	Precinct: 69	18 Mo. SOL 3/1/2020	EO SOL 3/1/2020	
Date/Time CV Reported Fri, 11/23/2018 1:06 PM	CV Reported At: CCRB	How CV Reported: Phone	Date/Time Received at CCRB Fri, 11/23/2018 1:06 PM		

Complainant/Victim	Type	Home Address
[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]

Witness(es)	Home Address
[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]

Subject Officer(s)	Shield	TaxID	Command
1. Officers			069 PCT
2. POM Jonathan Taveras	30195	953469	069 PCT
3. An officer			069 PCT

Witness Officer(s)	Shield No	Tax No	Cmd Name
1. SGT Kevin Devine	00509	925191	DET BUR
2. POM Felix Medina	06560	939008	069 PCT

Officer(s)	Allegation	Investigator Recommendation
A.POM Jonathan Taveras	Abuse: On an unknown date in September 2018, Police Officer Jonathan Taveras stopped the vehicle in which § 87(2)(b) was an occupant.	[REDACTED]
B. Officers	Abuse: On an unknown date in September 2018, officers stopped the vehicle in which § 87(2)(b) was an occupant.	[REDACTED]
C.POM Jonathan Taveras	Abuse: On an unknown date in September 2018, Police Officer Jonathan Taveras stopped the vehicle in which § 87(2)(b) was an occupant.	[REDACTED]
D. An officer	Abuse: On an unknown date in September 2018, an officer stopped the vehicle in which § 87(2)(b) was an occupant.	[REDACTED]

## Case Summary

On November 23, 2018, § 87(2)(b) filed this complaint on behalf of her children's father, § 87(2)(b) with the CCRB via telephone.

On an unknown date in September 2018 after September 11, 2018, at approximately 5:00 p.m., § 87(2)(b) was reversing his car into an angle parking space on East 102<sup>nd</sup> Street between Seaview Avenue and Shore Parkway in Brooklyn when Police Officer Jonathan Taveras of the 69<sup>th</sup> Precinct and three unidentified officers stopped their police vehicle in front of § 87(2)(b)'s car, thus blocking his exit (**Allegation A – Abuse of Authority: Vehicle Stop, § 87(2)(g)**). **Allegation B – Abuse of Authority: Vehicle Stop, § 87(2)(g)**). One of the unidentified officers asked § 87(2)(b) who was in the car, and § 87(2)(b) said his children, § 87(2)(b) and § 87(2)(b) were in the car. § 87(2)(b) opened the rear door and showed the officers his children. The officers then left without effecting any arrests or issuing any summonses.

On an unknown date in September 2018, approximately one week after the first encounter, at approximately 3:00 p.m., Police Officer Taveras and an unidentified officer pulled over § 87(2)(b) at the intersection of East 102<sup>nd</sup> Street and Seaview Avenue in Brooklyn (**Allegation C – Abuse of Authority: Vehicle Stop, § 87(2)(g)**; **Allegation D – Abuse of Authority: Vehicle Stop, § 87(2)(g)**). The unidentified officer asked § 87(2)(b) to roll down his windows, and he complied. The officers saw § 87(2)(b)'s children in the back seat, and they then left without effecting any arrests or issuing any summonses.

No video footage of these incidents was found.

## Findings and Recommendations

**Allegation (A) Abuse of Authority: On an unknown date in September 2018, Police Officer Jonathan Taveras stopped the vehicle in which § 87(2)(b) was an occupant.**

**Allegation (B) Abuse of Authority: On an unknown date in September 2018, officers stopped the vehicle in which § 87(2)(b) was an occupant.**

**Allegation (C) Abuse of Authority: On an unknown date in September 2018, Police Officer Jonathan Taveras stopped the vehicle in which § 87(2)(b) was an occupant.**

**Allegation (D) Abuse of Authority: On an unknown date in September 2018, an officer stopped the vehicle in which § 87(2)(b) was an occupant.**

§ 87(2)(b) was interviewed at the CCRB on November 29, 2018. § 87(2)(b) provided a telephone statement on December 26, 2018 (Board Review 01), and he declined to provide a sworn statement. Sergeant Kevin Devine, formerly of Intelligence Criminal Investigations Section and currently assigned to the Detective Bureau, was interviewed on February 8, 2019. Police Officer Felix Medina of the 69<sup>th</sup> Precinct was interviewed on March 12, 2019. Police Officer Taveras was interviewed April 23, 2019.

§ 87(2)(b) and § 87(2)(b)'s statements were generally consistent.

§ 87(2)(b) and § 87(2)(b) stated that on two dates in September 2018 that neither could specifically recall, their vehicle was pulled over by Police Officer Taveras and other officers. No

summons were issued. Both of them were familiar with Police Officer Taveras from an earlier incident on September 1, 2018, (addressed in CCRB case # § 87(2)(b) in which Police Officer Taveras and other officers arrested § 87(2)(b)

Police Officer Taveras recalled the September 1, 2018, incident addressed in case # § 87(2)(b) but denied encountering § 87(2)(b) at any point since September 1, 2018. He denied having stopped § 87(2)(b)'s vehicle on any subsequent date.

Police Officer Medina and Sergeant Devine also denied having interacted with § 87(2)(b) at any point after at any point after September 1, 2018.

After September 1, 2018, the only warrant check by an NYPD officer in September for § 87(2)(b) was performed by Police Officer Medina on September 7, 2018 (Board Review 03). No checks for the license plate of § 87(2)(b)'s vehicle were performed in September after September 1, 2018 (Board Review 04).

§ 87(2)(g)  
[REDACTED]

#### **Civilian and Officer CCRB Histories**

- This is the third CCRB complaint to which § 87(2)(b) has been a party (Board Review 05).
  - § 87(2)(b) [REDACTED]
- This is the second CCRB complaint to which § 87(2)(b) has been a party (Board Review 06).  
§ 87(2)(b) [REDACTED].
- Police Officer Jonathan Taveras has been a member of service for 6 years and has been the subject of 30 allegations in CCRB cases, none of which were substantiated. § 87(2)(g) [REDACTED]

#### **Mediation, Civil and Criminal Histories**

- § 87(2)(b) declined to mediate this complaint.
- On April 30, 2019, a Freedom of Information Law request for a Notice of Claim filed regarding these incidents was sent to the NYC Office of the Comptroller. As per the NYC Office of the Comptroller, as of May 14, 2019, no Notices of Claim have been filed in regards to this incident.

- [§ 87(2)(b)] [§§ 86(1)(3)&(4)] [§ 87(2)(c)]  
[redacted]  
[redacted]
- [redacted]  
[redacted]  
[redacted]  
[redacted]

\_\_\_\_\_

Squad No.: 02

Investigator:	_____	_____	_____
	Signature	Print Title & Name	Date

Squad Leader:	_____	_____	_____
	Signature	Print Title & Name	Date

Reviewer:	_____	_____	_____
	Signature	Print Title & Name	Date